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a chattel mortgage while the property was in the custody of the sheriff, under a levy made after advertisement of the mortgage sale, is held, in *Fulghum v. J. P. Williams Co.* (Ga.) 1 L. R. A. (N. S.) 1055, to be void and ineffectual.

Mortgages—Foreclosure—Rights of Trespassers.—The right of a purchaser at a foreclosure sale to the income of the property before the title becomes perfect in him is denied in *Schaeppi v. Bartholomae* (Ill.) 1 L. R. A. (N. S.) 1079, notwithstanding a stipulation in the mortgage that, in case of foreclosure, "a receiver shall be appointed to collect the income, which shall be paid to the person entitled to a deed under the certificate of sale."

Municipal Corporations—Liability for Negligence.—The distinction between private and public functions of a municipality is considered in *Dickinson v. Boston* (Mass.) 1 L. R. A. (N. S.) 664, which denies municipal liability for negligence of the city superintendent of the lamp department in respect to an unsafe lamp-post.

Trade Names—Unfair Competition.—A limitation upon the right of one to use his own name in his own business is declared in *Morton v. Morton* (Cal.) 1 L. R. A. (N. S.) 660, holding that one who had established a business under a particular name, which he placed on the hats of his agents to inform customers that they were his representatives, could enjoin another of the same name, engaged in the same business, from using such name as a hat label in substantially the same way as the former, so as to deceive the public.

Brewing Companies—Liability.—A company manufacturing and bottling a beverage is held, in *Watson v. Augusta Brewing Co.* (Ga.) 1 L. R. A. (N. S.) 1178, to be liable to one injured by swallowing pieces of glass while drinking from one of such bottles, which he procured from a merchant, who had purchased the same from the manufacturer.

Specific Performance—Illegal Contracts.—An exception to the rule that equity will not specifically enforce, as between parties in pari delicto, a contract which is opposed to public policy, is applied in *Seattle Electric Co. v. Snoqualmie Falls P. Co.* (Wash.) 1 L. R. A. (N. S.) 1032, by restraining the breach of a contract to furnish a supply of electricity to a street car and electric lighting company upon the ground that such breach would result in a great public inconvenience.

Physicians and Surgeons—Privileged Communication.—A waiver with respect to confidential disclosures made to a physician by insured concerning his last sickness is held, in *Western Travelers'*